

DAWN OLNEY BENZIE COUNTY CLERK

448 COURT PLACE – BEULAH, MI 49617 – (231) 882-9671
www.benzieco.net

MARRIAGE LICENSE PROCEDURE OUT-OF-STATE APPLICANTS

The Affidavit requires that you be married in Benzie County, Michigan **ONLY**. If you are going to be married in another county in Michigan, you must apply for your marriage license in that county.

On the Affidavit for License to Marry, please type or print **CLEARLY** in ink. We need the full names, including the surname (maiden) name, of both parents and the state **ONLY** where they were born. Do not leave any spaces blank.

The addresses that are applied to the Affidavit, **MUST** match the addresses that are on your driver's licenses, even though you may have moved or may be moving and have not changed your address on your driver's license.

BOTH PARTIES' SIGNATURES MUST BE NOTARIZED.

The box regarding the educational materials should only be checked upon receipt of the materials by our office. These materials will be provided to you when you pick up your license.

Return the Affidavit with ***copies of both driver's licenses***, and a \$30.00 check or money order, payable to Benzie County Clerk to the address shown above. Allow enough mailing time for preparation of the license.

The marriage license is valid for 33 days after the application is received in our office. There is a three-day waiting period, from the time the Affidavit is received in our office until you pick it up. Upon request to the County Clerk, the three-day waiting period may be waived with an additional fee of \$50.00.

Please call us at 231-882-9671 if you have any questions. Our office hours are Monday through Friday 8:00 AM to 5:00 PM.

AFFIDAVIT FOR LICENSE TO MARRY

No. _____

STATE OF MICHIGAN

County of _____

DAYTIME TELEPHONE: _____

WEDDING DATE: _____

The Undersigned, being duly sworn, depose(s) and say(s) that:

and

COUPLE	_____	FULL NAME (First, Middle, Last) <input type="checkbox"/> MALE <input type="checkbox"/> FEMALE	_____	FULL NAME (First, Middle, Last) <input type="checkbox"/> MALE <input type="checkbox"/> FEMALE
	_____	SURNAME ON BIRTH CERTIFICATE, IF DIFFERENT	_____	SURNAME ON BIRTH CERTIFICATE, IF DIFFERENT
	_____	PRESENT AGE	_____	DATE OF BIRTH
	_____	BIRTHPLACE - CITY AND STATE	_____	BIRTHPLACE - CITY AND STATE
	_____	RESIDENCE NO.	_____	STREET
	_____	CITY, STATE, AND ZIP CODE	_____	CITY, STATE, AND ZIP CODE
	_____	RESIDENCE COUNTY	_____	TIMES PREVIOUSLY MARRIED
	_____	FULL NAME (First, Middle, Last)	_____	FULL NAME (First, Middle, Last)
	_____	SURNAME AT BIRTH	_____	BIRTHPLACE
	_____	FULL NAME (First, Middle, Last)	_____	FULL NAME (First, Middle, Last)
PARENTS	_____	SURNAME AT BIRTH	_____	BIRTHPLACE
	_____	FULL NAME (First, Middle, Last)	_____	FULL NAME (First, Middle, Last)
	_____	SURNAME AT BIRTH	_____	BIRTHPLACE
	_____	FULL NAME (First, Middle, Last)	_____	FULL NAME (First, Middle, Last)

intend to marry and that this affidavit is made for the purpose of obtaining a marriage license; that each of the above-named persons is of the age required by law, is not related to the other within the degree prohibited by statute and is of sufficient mental capacity to contract marriage; that said persons are acquainted with the laws of the State of Michigan relative to marriage; that there is no legal impediment to said marriage; and that to the best knowledge and belief of the undersigned all of the foregoing statements are true.

Educational materials regarding prenatal care and the transmission and prevention of venereal disease and HIV infection as well as information on the availability of tests for these diseases have been received.

Signature _____ Signature _____

Social Security Number _____ Social Security Number _____

Subscribed to before me: the County Clerk: a Notary Public of _____ County,
 acting in _____ County, and whose commission expires on _____, 20____;
 or other person authorized to administer oaths, and sworn to on _____, 20_____.

Signature _____

GETTING MARRIED IN MICHIGAN? WHAT YOU NEED TO KNOW....

Who can marry....

To be able to marry you must not be married to someone else. (MCL 551.5) *If you have been married before, you may be asked to document that the earlier marriage has ended due to death or divorce.*

To obtain a Michigan marriage license the couple must be 18 years of age or older and be able to enter into legal contracts. (MCL 551.103)

If 16 or 17 years of age, a person can apply for a license but must have parental consent or consent of their legal guardian to marry. If custody of a person applying for a license under the age of 18 has been awarded by the court, the consent must be from a custodial parent. (MCL 551.51 and 551.103)

Where to apply and where to marry....

If either of the couple are Michigan residents, they must apply with the county clerk where one or both have legal residence. Once the license is issued, Michigan residents can marry anywhere in the state. (MCL 551.101)

If neither of the couple lives in Michigan, they must apply with the county clerk where the marriage ceremony is to be performed. Once issued, the license can be used only in the issuing county. (MCL 551.101)

*In either case, a Michigan license is **not valid outside the state of Michigan.***

Who can you marry....

There are restrictions on who someone can marry. (MCL 551.3 and 551.4)

A man cannot marry his mother, sister, grandmother, daughter, granddaughter, stepmother, grandfather's wife, son's wife, grandson's wife, wife's mother, wife's grandmother, wife's daughter, wife's granddaughter, brother's daughter, sister's daughter, father's sister, mother's sister, or cousin of the first degree.

A woman cannot marry her father, brother, grandfather, son, grandson, stepfather, grandmother's husband, daughter's husband, granddaughter's husband, husband's father, husband's grandfather, husband's son, husband's grandson, brother's son, sister's son, father's brother, mother's brother, or cousin of the first degree.

The three day waiting period....

Generally, a marriage license is not issued for a period of three days, including the date of the application. Applicants can, however, request a waiver of the three day waiting period from the clerk issuing the license. (MCL 551.103a)

Special notice of perjury....

*Note that the application for a marriage license is a sworn affidavit. Making false statements in the marriage license affidavit is **an act of perjury** which is a prosecutable offense. (MCL 551.108)*